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Hearing Date & Time: December 18,
2009 at 10:00 a.m. (prevailing Eastern
Time)

Attorneys for OFFICIAL COMMITTEE OF
ELIGIBLE SALARIED RETIREES

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

DPH HOLDINGS et. al.,

Debtor.

Chapter 11 Case No. 05-44481 (RDD)

(Jointly Administered)

MOTION TO EXTEND TIME FOR SERVICE

1. December 14, 2009, this Court granted an Order Shortening Notice with Respect to Retiree Committee's Motion to Expand Voluntary Employee Benefit Association Benefits to hourly Employee Retirees. [Docket No. 19183]

2. Based on communication with this Court's chambers, the Retiree Committee was awaiting a decision on the aforementioned Order but no email was received. On December 15, 2009, Retiree Committee learned from Court's chambers that an email was sent out, but for reasons not yet- determined, it was not received.

3. The Order provided that it be served by the Salaried 1114 Committee on the Notice Parties on or before December 14, 2009. Since notice of the Order being granted was not received on December 14th, it was not possible for counsel to comply.

4. Said Order is being served upon the Notice parties today, December 15, 2009. As noted in the underlying Motion sought to be heard on Friday, it is anticipated that no parties will have any objection because no parties other than the retirees in this case will otherwise be impacted by the relief being sought.

WHEREFORE the Salaried Retiree 1114 Committee respectfully requests that this Court allow this Motion to Extend Time to Serve the Order Shortening Notice with Respect to Retiree Committee's Motion to Expand Voluntary Employee Benefit Association Benefits to hourly Employee Retirees

Dated: San Francisco, California
December 15, 2009

FARELLA BRAUN & MARTEL LLP

By: /s/ Neil A. Goteiner
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